

[To be published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii)]

GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS
NOTIFICATION

New Delhi, dated 30th April, 2019

G.S.R-(E)- In exercise of the powers conferred by section 77 read with sub-sections (1) and (2) of section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules, further to amend the Companies (Registration of Charges) Rules 2014, namely :-

1. (1) These rules may be called the Companies (Registration of Charges) Amendment Rules, 2019.

(2) Save as otherwise provided, they shall come into force on the date of their publication in the Official Gazette.

2. In the Companies (Registration of Charges) Rules, 2014 (hereinafter referred to as the said rules), in rule 3, for sub- rules (2) and (3), the following sub-rules shall be substituted, namely:-

"(2) If the particulars of a charge are not filed in accordance with sub-rule (1), such creation or modification shall be filed in Form No. CHG-1 or Form No. CHG-9 within the period as specified in section 77 on payment of additional fee or *advalorem* fee as prescribed in the Companies (Registration Offices and Fees) Rules, 2014.

(3) Where the company fails to register the charge in accordance with sub-rule (1) and the registration is effected on the application of the charge-holder, such charge-holder shall be entitled to recover from the company the amount of any fees or additional fees or *advalorem* fees paid by him to the Registrar for the purpose of registration of charge."

3. In the said rules, for rule 4, the following rules shall be substituted, namely:-

"4. Application to Registrar.- (1) For the purposes of the first proviso and clause (b) of the second proviso to sub-section (1) of section 77, the Registrar may, on being satisfied that the company had sufficient cause for not filing the particulars and instrument of charge, if any, within a period of thirty days of the date of creation of the charge including modification thereto, allow the registration of the same after thirty days but within the period as specified in the said provisos, on payment of fee, additional fee or *advalorem* fee, as may be applicable, as prescribed in the Companies (Registration Offices and Fees) Rules, 2014.

(2) The application under sub-rule (1) shall be made in **Form No.CHG-1** and **Form No.CHG-9** supported by a declaration from the company signed by its company secretary or a director that such belated filing shall not adversely affect the rights of any other intervening creditors of the company.”.

4. In the said rules, for rule 12, the following rule shall be substituted, namely:-

“12. **Rectification in register of charges on account of omission or misstatement of particulars in charge previously recorded and extension of time in filing of satisfaction of charge.**- The Central Government may on an application filed in Form No. CHG-8 in accordance with section 87-

(a) direct rectification of the omission or misstatement of any particulars, in any filing, previously recorded with the Registrar with respect to any charge or modification thereof, or with respect to any memorandum of satisfaction or other entry made in pursuance of section 82 or section 83,

(b) direct extension of time for satisfaction of charge, if such filing is not made within a period of three hundred days from the date of such payment or satisfaction.”.

5. In the said rules, for Form Nos. CHG-1, CHG-8 and CHG-9, the following forms shall be substituted, **with effect from 1st August, 2019** namely:-

FORM NO. CHG-1

[Pursuant to sections 77,78 and 79 and pursuant to Section 384 read with 77,78 and 79 of the Companies Act, 2013 and Rule 3(1) of the Companies (Registration of Charges) Rules 2014]



Application for registration of creation, modification of charge (other than those related to debentures) including particulars of modification of charge by Asset Reconstruction Company in terms of Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 (SARFAESI)

Form Language ☐ English ☐ Hindi
Refer the instruction kit for filing the form.

1. (a) *Corporate identity number (CIN) or foreign company registration number (FCRN) of the company Pre-fill
(b) Global Location Number (GLN) of company
2. (a) Name of the company
(b) Address of the registered office or principal place of business in India of the company
(c) email id of the company
3. (a) *This form is for registration of ☐ Creation of charge ☐ Modification of charge
(b) Charge ID of the charge to be modified
4. *Whether the applicant is ☐ The company ☐ The charge holder
5. (a) *Date of the instrument creating or modifying the charge
(b) *Nature, description and brief particulars of the instrument(s) creating or modifying the charge
(c) *Whether charge is created or modified outside India ☐ Yes ☐ No
6. (a) Whether charge is modified in favour of asset reconstruction company (ARC) or assignee ☐ Yes ☐ No
(b) Whether charge holder is authorised to assign the charge as per the charge agreement ☐ Yes ☐ No
7. Type of charge
*(a) A charge on

Uncalled share capital	Calls made but not paid	Immovable property or any interest therein
Movable property	Floating charge	Motor Vehicle (Hypothecation)
Any property for securing the issue of secured deposits	Goodwill	Patent
Licence under a patent	Trade mark	Copyright
Book debts	Ship or any share in a ship	Solely of Property situated

outside India	
Others	
(b) If others, specify <input style="width: 600px;" type="text"/>	
8. (a) *Whether consortium finance is involved <input type="radio"/> Yes <input type="radio"/> No	
If yes, enter Lead Banker's name <input style="width: 500px;" type="text"/>	
(b) *Whether joint charge is involved <input type="radio"/> Yes <input type="radio"/> No	
(c) *Number of charge holder(s)	
(d) Whether charges rank <i>pari passu</i> <input type="radio"/> Yes <input type="radio"/> No	
Ranks of the charge holder(s)	
Rank	Charge holder
(Note: Please attach a complete list of charge holders, details of their extent to the charge, particulars of property charged, amount secured etc.)	
9. Particulars of the charge holder (in case charge is modified in favour of ARC or assignee, enter the particulars of ARC or assignee)	
Category <input style="width: 450px;" type="text"/>	
If others, specify <input style="width: 580px;" type="text"/>	
Get List of Charge holders	
Name <input style="width: 600px;" type="text"/>	
In case of others, specify	
CIN, if applicable <input style="width: 180px;" type="text"/> Pre-fill	
*Name <input style="width: 600px;" type="text"/>	
Address *Line I <input style="width: 580px;" type="text"/>	
Line II <input style="width: 580px;" type="text"/>	
*City <input style="width: 580px;" type="text"/>	
*State <input style="width: 300px;" type="text"/> *ISO country code <input style="width: 150px;" type="text"/>	
Country <input style="width: 580px;" type="text"/>	
*Pin code <input style="width: 580px;" type="text"/>	
*e-mail id <input style="width: 580px;" type="text"/>	
*Whether charge holder is having a valid Income Tax PAN <input type="radio"/> Yes <input type="radio"/> No	
Income tax-Permanent Account Number (PAN) <input style="width: 200px;" type="text"/>	
BSR Code / Branch Code <input style="width: 180px;" type="text"/>	
10. (a) *Amount secured by the charge (In Rs.) <input style="width: 180px;" type="text"/>	
(In case the amount is in foreign currency, rupee equivalent to be stated)	
(In case of modification/ rectification of charge, enter the amount secured by the charge after such modification)	
(b) Amount secured by the charge in words	
<input style="width: 700px;" type="text"/>	
(c) In case amount secured by the charge is in foreign currency, mention details	

11. Brief particulars of the principal terms and conditions and extent and operation of the charge			
(a) Date of Creating Security Interest by actual/ constructive deposit of title deeds within bank/ housing finance company		<div style="border: 1px solid black; width: 100px; height: 15px; margin: 0 auto;"></div> (DD/MM/YYYY)	
(b) Borrower's customer/account number			
(c) *Rate of interest			
(d) Repayment term (in months)			
(e) *Terms of Repayment			
(f) Nature of facility			
(g) Date of Disbursement		<div style="border: 1px solid black; width: 100px; height: 15px; margin: 0 auto;"></div> (DD/MM/YYYY)	
(h) Miscellaneous narrative information			
(i) *Margin			
(j) *Extent and operation of the charge			
(k) Others			
12. In case of acquisition of property, subjected to charge, furnish the details relating to the existing charge on the property so acquired			
(a) Date of instrument creating or evidencing the charge		<div style="border: 1px solid black; width: 100px; height: 15px; margin: 0 auto;"></div>	
(b) Description of the instrument creating or evidencing the charge			
(c) Date of acquisition of the property		<div style="border: 1px solid black; width: 100px; height: 15px; margin: 0 auto;"></div>	
(d) Amount of the charge (in Rs.)		<div style="border: 1px solid black; width: 100px; height: 15px; margin: 0 auto;"></div>	
(e) Particulars of the property charged			
13. *Short particulars of the property or asset(s) charged (including complete address and location of the property)			
o Plot Unit o Dwelling Interest			
Evaluated Price of Asset as on Security Interest Creation date	Nature of Property	PLOT ID Number	Survey No. /Gat No. etc. *
Street Number & Name	Sector /Block Number	Locality	Landmark
Village/Town Name	Taluka	District	State

Pin Code	*Latitude	*Longitude	Area of plot (Sq. feet, Sq. meter, Acre, Gunta, Cents, Hectares)
Evaluated Price of Asset as on Security interest Creation date	Nature of Property	PLOT ID Number	Survey No. /Gat No. *
Dwelling Unit ID Number	Floor No.	Building Name & Society Name	Street Name / No.
Sector/Block Number	Locality	Landmark	Village/Town Name
Taluka	District	State	Pin Code
*Latitude	*Longitude	Area of dwelling (Sq. feet, Sq. Meter)	
Bounded by			
By North	By South	By East	By West
<p>*Survey number, GAT number, Khesra number, khweta number, Mouza number, Phase number or any other such similar representation in various states or union territories can be captured in this field.</p> <p>(All the fields should be captured as appearing in the revenue record, flat no, house no, Municipal Office/Municipal Corporation / Grampanchayat are to be specified and also the area of the immovable property as well as boundaries)</p>			
14. Description of document by which the borrower/third party acquire title Number of title documents deposited by customer <input type="text"/>			
1 Document type Document Number Sub-registrar Taluka District State Country Code Pin Code			
15. (a) *Whether any of the property or interest therein under reference is not registered in the name of the company <input type="checkbox"/> Yes <input type="checkbox"/> No (b) If yes, name of the person in whose name it is registered			

16. *Date of creation/last modification prior to the present modification

17. Particulars of the present modification (please ensure that the correct particulars are entered as the same shall be displayed in the certificate of modification of charge)

Attachments

- (1) *Instrument(s) of creation or modification of charge;
- (2) Instrument(s) evidencing creation or modification of charge in case of acquisition of property which is already subject to charge together with the instrument evidencing such acquisitions;
- (3) Particulars of all joint charge holders;
- (4) Optional attachments, if any

List of attachments

Remove Attachment

Declaration

I am authorized by the Board of Directors of the Company vide resolution number * dated to sign this form and declare that all the requirements of Companies Act, 2013 and the rules made thereunder in respect of the subject matter of this form and matters incidental thereto have been complied with. I also declare that all the information given herein above is true, correct and complete and as per the attached charge instrument(s) or document(s) and nothing material has been suppressed. A copy of the attached charge instrument(s) or document(s) is/ are available at the registered office or principal place of business in India of the company.

I further declare that:

- (a) the delay in filing the particulars of creation/modification, was accidental or due to inadvertence or some other sufficient cause and are or is not of a nature to prejudice the position of the charge holder, shareholders or creditors of the company;
- (b) no prejudice would be caused to the charge holder(s) or any other creditor(s) of the company, if the delay is condoned;
- (c) the company has not created or modified any other charge(s) whatsoever on the assets of the company, since the creation / modification of the present charge, for which the application for condonation of delay is being filed;
- (d) the company is carrying on the business as on the date of filing this application and no proceedings to wind-up the company have commenced or are pending against the company;
- (e) there is no litigation proceedings pending before any court of law for which condonation of delay is being filed;
- (f) the company has not applied for striking off the name of the company from the register of Registrar of Companies

To be digitally signed by

Director or manager or secretary or CEO or CFO (In case of an Indian company)
or an authorised representative (In case of a foreign company)

DSC Box

Designation

DIN of the director; PAN of the manager or CEO or CFO or representative; or membership number of company secretary

authorised

Declaration

I/we confirm that the attached charge instrument(s) or document(s) is/are true copies of the original which is/are available with the charge holder and/or assignee and all the information and particulars mentioned above are derived there from are concisely and correctly stated. I/we am/are duly authorised to sign this form. I/we am/are a multilateral/International financial institution who has/have been exempted from payment of

Income tax in India under the UN Privileges and Immunities Act.

To be digitally signed by

DSC Box

Charge Holder

PAN of the charge holder

To be digitally signed by

DSC Box

ARC or assignee

PAN of the ARC or assignee

Certificate by practicing professional

I declare that I have been duly engaged for the purpose of certification of this form. It is hereby certified that I have gone through the provisions of the Companies Act, 2013 and rules thereunder for the subject matter of this form and matters incidental thereto and I have verified the above particulars (including attachment(s)) from the original/certified records maintained by the Company/applicant which is subject matter of this form and found them to be true, correct and complete and no information material to this form has been suppressed. I further certify that:

- i. The said records have been properly prepared, signed by the required officers of the Company and maintained as per the relevant provisions of the Companies Act, 2013 and were found to be in order;
- ii. All the required attachments have been completely and legibly attached to this form.

To be digitally signed by

DSC Box

- ☐ Chartered accountant (in whole-time practice); or
☐ Cost accountant (in whole-time practice); or
☐ Company secretary (in whole-time practice)

Whether associate or fellow ☐ Associate ☐ Fellow

Membership number

Certificate of Practice number

Note: Attention is also drawn to provisions of Section 447, section 448 and 449 of the Companies Act, 2013 which provide for punishment for fraud, punishment for false statement and punishment for false evidence respectively.

Modify

Check Form

Prescrutiny

Submit

For office use only:

eForm Service request number (SRN)

Click filing details

eForm filing date

(DD/MM/YYYY)

Digital signature of the authorising officer

This e-Form is hereby registered

Confirm submission

Date of signing

(DD/MM/YYYY)

OR

This eForm has been taken on file maintained by the registrar of companies through electronic mode and on the basis of statement of correctness given by the filing company

FORM NO. CHG-8

[Pursuant to section 77(1) read with 87 of The Companies Act, 2013 and rule 12 of The Companies (Registration of charges) Rules 2014]



Application to Central Government for extension of time for filing particulars of registration of satisfaction of charge OR for rectification of omission or misstatement of any particular in respect of creation/ modification/ satisfaction of charge

Form Language ☐ English ☐ Hindi

Refer the instruction kit for filing the form.

1. (a) *Corporate identity number (CIN) or foreign company registration number (FCRN) of the company
(b) Global Location Number (GLN) of company
2. (a) Name of the company
(b) Address of the registered office or principal place of business in India of the company
(c) email ID of the company
3. *This form is for condonation of
Delay in registration of
Satisfaction of Charge

Omission or misstatement of any particular in respect of
Creation of Charge
Modification of Charge
Satisfaction of Charge
4. *The application is made by ☐ Company ☐ Any other interested person
5. *SRN of relevant form ☐ Form CHG-1 ☐ Form CHG-4 ☐ Form CHG-9
6. Charge Identification number(ID)
7. (a) *Date of creation/modification/satisfaction of charge entered in the relevant form
(b) *Amount of charge created/modified/satisfied
(c) *Name(s) of the charge holder(s)
(d) *Particulars of the property or asset(s) charged (including complete address and location of the property)
8. *Reasons for delay/omission/misstatement in filing
9. *Details of omission/misstatement and the relief required

Attachment(s)

1. *Instrument creating/modifying/satisfying the charge;
2. Letter of authorisation (in case of Authorised Representative of a foreign company);
3. Copy of resolution of the Board authorising the filing of the application and appointing the authorized representative, if any;
4. Affidavit;
5. Confirmation from the Charge-holder;
6. Balance Sheet and Annual Return of financial year in which form was filed for which rectification is done (if completed);
7. Optional attachment, (if any)

Attachment

Attachment

Attachment

Attachment

Attachment

Attachment

Attachment

List of attachments

Remove attachment

Declaration (if applicant is company)

I do solemnly declare that I am the (Drop down: values- director or manager or company secretary or CEO or CFO or an authorised representative);
and it is further declared that

1. the delay in filing the particulars of satisfaction or omission or misstatement of any particulars with respect to creation/modification/satisfaction, was accidental or due to inadvertence or some other sufficient cause and are or is not of a nature to prejudice the position of the charge holder, shareholders or creditors of the company;
2. no prejudice would be caused to the charge holder(s) or any other creditor(s) of the company, if the delay is condoned or omission or misstatement is rectified;
3. the company has not created or modified any other charge(s) whatsoever on the assets of the company, since the creation / modification of the present charge, for which the application for condonation of delay is being filed;
4. the company is carrying on the business as on the date of filing this application and no proceedings to wind-up the company have commenced or are pending against the company;
5. there is no litigation proceedings is pending before any court of law for which condonation of delay is being filed;
6. the company has not applied for striking off the name of the company from the Register of Registrar of Companies.

To be digitally signed by

Director or manager or company secretary or CEO or CFO (In case of an Indian company) or an authorised representative (In case of a foreign company)

DSC

Designation

DIN of the director; or DIN or PAN of the manager or CEO or CFO or
or authorised representative; or Membership number of the company secretary

Declaration (if applicant is any person other than the company)

I confirm that the delay in filing the particulars of creation/modification/satisfaction or omission or misstatement, was accidental or due to inadvertence or some other sufficient cause and are or is not of a nature to prejudice the position of the charge holder, shareholders or creditors of the company and all the information and particulars mentioned above are concisely and correctly stated.

To be digitally signed by

DSC

Charge Holder

PAN

To be digitally signed by

DSC

ARC or assignee

PAN

To be digitally signed by

DSC

Designation

PAN

Note: Attention is also drawn to provisions of Section 447, section 448 and 449 of the Companies Act, 2013 which provide for punishment for fraud, punishment for false statement and punishment for false evidence respectively

FORM NO. CHG-9

[Pursuant to sections 71(3), 77, 78 & 79 and pursuant to Section 384 read with 71(3), 77, 78 and 79 of The Companies Act, 2013 and Rule 3 of The Companies (Registration of Charges) Rules, 2014]



Application for registration of creation or modification of charge for debentures or rectification of particulars filed in respect of creation or modification of charge for debentures

Form Language o English o Hindi

Refer the instruction kit for filing the form.

1. (a) *Corporate identity number (CIN) or foreign company registration number (FCRN) of the company	<input type="text"/>	<input type="button" value="Pre-fill"/>
(b) Global location number (GLN) of company	<input type="text"/>	
2. (a) Name of the company	<input type="text"/>	
(b) Address of the registered office or of the principal place of business in India of the company	<input type="text"/>	
(c) e-mail ID of the company	<input type="text"/>	
3. (a) *This form is for: o Creation of charge o Modification of charge o Rectification of charge		
(b) *Type of debentures: o Debentures o Debenture Stock o Bond o Any other instrument		
(c) SRN of the form for which rectification is being filed	<input type="text"/>	
(d) Charge ID of the charge to be modified or rectified	<input type="text"/>	
(e) SRN of form INC-28	<input type="text"/>	
(f) Rectification to be made in regard to		
o Type of debentures o Number of trustees or debenture holders		
o Particulars related to series of debentures o Particulars related to present issue of series		
o Amount secured by charge o Description / Particulars of property charged		
o Principal terms and conditions, extent and operation of charge o Extent of charge		
o Particulars of commissions, allowances or discount		
4. (a) *Whether the applicant is: o Company o Trustee of debenture holders or charge holder		
()		
5. *Number of trustee(s) of debentureholders or chargeholder(s) <input type="text"/>		
Particulars of the trustee of debenture holders or charge holder (In case charge is modified in favour of ARC or assignee, enter the particulars of ARC or assignee)		
<input type="button" value="Get List of Charge holders"/>		
Name		
<input type="text"/>		
In case of others, specify		
CIN, if applicable	<input type="text"/>	<input type="button" value="Pre-fill"/>

*Name		
Address *Line I		
Line II		
*City		
*State		
*ISO country code		
* Country		
*Pin code		
*e-mail id		
*Whether trustee of debenture holder or charge holder is having a valid Income Tax PAN <input type="checkbox"/> Yes <input type="checkbox"/> No		
Income tax-Permanent Account Number (PAN)		
BSR Code / Branch Code		
6. * Date of creation of charge (DD/MM/YYYY)		
7. Whether the charge is for <input type="radio"/> Entire series of debentures <input type="radio"/> Any issue in a series of debentures		
8.(a) Whether the series of debentures are registered with the Registrar of Companies (RoC) <input type="radio"/> Yes <input type="radio"/> No		
(b) If yes, (i) The total amount secured by the whole series (in Rs.)		
(ii) Date of registration of series (DD/MM/YYYY)		
9. (a) *Date of present issue of series (DD/MM/YYYY)		
(b) *Amount of present issue of series (amount secured by the charge) (in Rs.)		
(In case of modification of charge, enter the amount secured by the charge after such modification)		
(c) Amount secured by the charge in words		
10. * Date of resolution authorising the issue of the series (DD/MM/YYYY)		
11.(a) *Description of the property charged indicating whether it is a charge on		
Uncalled share capital	Calls made but not paid	Immovable property or any interest therein
Movable property	Floating charge	Motor Vehicle (Hypothecation)
Any property for securing the issue of secured deposits	Goodwill	Patent
Licence under a patent	Trade mark	Copyright
Book debts	Ship or any share in a ship	Solely of Property situated outside India
Others		

(b) If others, specify

(c) *Particulars of the property charged (including location of the property)

o Plot Unit o Dwelling Interest

Evaluated Price of Asset as on Security Interest Creation date	Nature of Property	Plot ID number	Survey number /Gate number etc. *
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Street Number and Name	Sector /Block Number	Locality	Landmark
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Village/Town	Taluka	District	State
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Pin Code	*Latitude	*Longitude	Area of plot (Square feet/meter, Acre, Gunta, Cents, Hectares)
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Evaluated Price of Asset as on Security interest Creation date	Nature of Property	Plot ID number	Survey number/Gate number*
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Dwelling Unit ID Number	Floor number	Building Name and Society Name	Street number and name
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Sector/Block Number	Locality	Landmark	Village/Town Name
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Taluka	District	State	Pin Code
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*Latitude	*Longitude	Area of dwelling (Square feet/meter)
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Bounded by

By North	By South	By East	By West
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*Survey number, GAT number, Khesra number, kdweta number, Mouza number, Phase number or any other such similar representation in various states or union territories can be captured in this field.

(All the fields should be captured as appearing in the revenue record, flat no, house no, Municipal Office/Municipal Corporation / Gram panchayat are to be specified and also the area of the immovable property as well as boundaries)

12. Brief of the principal terms and conditions, (including rate of interest, date of redemption and creation of debenture redemption reserve) extent and operation of charge

(a) Date of Creating Security Interest by actual/ constructive deposit of title deeds within bank/ housing finance company

(DD/MM/YYYY)

(b) Borrower's customer/account number

(c) *Rate of interest

(d) Repayment term (in months)

(e) *Terms of Repayment

(f) Nature of facility

(g) Date of Disbursement

(DD/MM/YYYY)

(h) Miscellaneous narrative information

(i) *Margin

(j) *Extent and operation of the charge

(k) Others

13. - Particulars as to amount or rate percent of the commission, allowances or discount (if any) paid, or made

either directly or indirectly by the company to any person(s) in consideration of their subscribing or agreeing to subscribe, whether absolutely or conditionally, or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any of the debentures included in this return.

Modification of charge

14.(a) *Whether charge is modified in favour of asset reconstruction company(ARC) or assignee ☐ Yes ☐ No

(b) Whether trustee of debenture holders or charge holder is authorised to assign the charge ☐ Yes ☐ No

15.(a) *Description of the instrument modifying the charge

(b) *Date of instrument modifying the charge

(DD/MM/YYYY)

16. Particulars of the present modification

(Please ensure that correct particulars are entered as the same shall be displayed in the certificate of modification of charge)

17. Description of the document by which the company acquired the title

Number of title documents deposited by customer

I Document type

Document Number

Sub-registrar

Taluka

District

State

Country code

Pin Code

**Attachment(s)
attachments**

- (1) Copy of resolution authorising the issue of debenture series;
- (2) *Instrument(s) of creation or modification of charge;
- (3) Order of the Central Government for rectification of charge;
- (4) Optional attachments, if any

List of

Attachment
Attachment
Attachment
Attachment

Remove attachment

Declaration

I am authorized by the Board of Directors of the Company vide resolution number " dated " to sign this form and declare that all the requirements of Companies Act, 2013 and the rules made thereunder in respect of the subject matter of this form and matters incidental thereto have been complied with. I also declare that all the information given herein above is true, correct and complete and as per the attached charge instrument(s) or document(s) and nothing material has been suppressed. A copy of the attached charge instrument(s) or document(s) is/ are available at the registered office or principal place of business in India of the company.

I further declare that:

- (a) the delay in filing the particulars of creation/modification, was accidental or due to inadvertence or some other sufficient cause and are or is not of a nature to prejudice the position of the charge holder, shareholders or creditors of the company;
- (b) no prejudice would be caused to the charge holder(s) or any other creditor(s) of the company, if the delay is condoned;
- (c) the company has not created or modified any other charge(s) whatsoever on the assets of the company, since the creation / modification of the present charge, for which the application for condonation of delay is being filed;
- (d) the company is carrying on the business as on the date of filing this application and no proceedings to wind-up the company have commenced or are pending against the company;

- (e) there is no litigation proceedings pending before any court of law for which condonation of delay is being filed;
- (f) the company has not applied for striking off the name of the company from the register of Registrar of Companies

To be digitally signed by

Director or manager or secretary or CEO or CFO (In case of an Indian company)
or an authorised representative (In case of a foreign company)

DSC Box

Designation

DIN of the director; PAN of the manager or CEO or CFO or

Authorised representative; or membership number of company secretary

Declaration

I/we confirm that the attached charge instrument(s) or document(s) is/are true copies of the original which is/are available with the charge holder and/or assignee and all the information and particulars mentioned above are derived there from are concisely and correctly stated. I/we am/are duly authorised to sign this form. I/we am/are a multilateral/International financial institution who has/have been exempted from payment of income tax in India under the UN Privileges and Immunities Act.

To be digitally signed by

DSC Box

Trustee of debenture holders or Charge Holder

PAN

To be digitally signed by

DSC Box

ARC or assignee

PAN

To be digitally signed by

DSC Box

Designation

PAN

Certificate by Practising professional

I declare that I have been duly engaged for the purpose of certification of this form. It is hereby certified that I have gone through the provisions of the Companies Act, 2013 and rules thereunder for the subject matter of this form and matters incidental thereto and I have verified the above particulars (including attachment(s)) from the original/certified records maintained by the Company/applicant which is subject matter of this form and found them to be true, correct and complete and no information material to this form has been suppressed. I further certify that:

- i. The said records have been properly prepared, signed by the required officers of the Company and maintained as per the relevant provisions of the Companies Act, 2013 and were found to be in order;
- ii. All the required attachments have been completely and legibly attached to this form.

- ☐ Chartered accountant (in whole-time practice); or
- ☐ Cost accountant (in whole-time practice); or

DSC BOX

☐ Company secretary (in whole-time practice)

Whether associate or fellow ☐ Associate ☐ Fellow

Membership number

Certificate of Practice number

Note: Attention is also drawn to provisions of Section 447, section 448 and 449 of the Companies Act, 2013 which provide for punishment for fraud, punishment for false statement and punishment for false evidence respectively

Modify

Check Form

Prescrutiny

Submit

For office use only:

Adding details

eForm Service request number (SRN)

eForm filing date

(DD/MM/YYYY)

Digital signature of the authorising officer

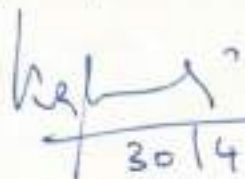
This e-Form is hereby registered

Confirm submission

Date of signing

(DD/MM/YYYY)

[F.No. 01/10/2013, Part-I CL-V]


30/4/19

K.V.R.Murty, Joint Secretary.

Note: The principal rules were published in the Gazette of India, Part II, Section 3, Sub-section (i), *vide* number G.S.R. 248(E), dated the 31st March, 2014 and subsequently amended *vide* the following notifications:-

Serial Number	Notification Number	Notification Date
1.	G.S.R 440(E)	29 th May, 2015
2.	G.S.R. 339 (E)	7 th April, 2017
3.	G.S.R. 614 (E)	5 th July, 2018
4.	G.S.R.1218 (E) '	18 th December, 2018
